

**ENTERED**

January 17, 2017

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION

UNITED STATES OF AMERICA

VS.

LIZSET HERNANDEZ

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§  
§

MAGISTRATE ACTION NO. 2:17-MJ-16

**MEMORANDUM OPINION AND ORDER OF DETENTION PENDING TRIAL**

A detention hearing has been held in accordance with the Bail Reform Act, 18 U.S.C. § 3142(f). The following requires detention of the Defendant pending trial in this case:

- (1) There are no conditions or combination of conditions that will ensure the safety of the community; and
- (2) There is a serious risk that the Defendant will fail to appear for future court proceedings.

The evidence against the Defendant meets the probable cause standard. The findings and conclusions contained in the Pretrial Services Report and First Addendum are adopted. The Defendant has never successfully completed a probationary period though she was given six or more opportunities just based on her criminal history. In addition, the Defendant recently completed a prison term of 18 months and immediately after her release she was arrested in an administrative smuggling case in December 2016. She is a poor bond risk because she appears either unable or unwilling to comply with court-ordered conditions of release.

The Defendant is committed to the custody of the United States Marshal or his

designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The Defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall deliver the Defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.

ORDERED this 17th day of January, 2017.

  
B. JANICE ELLINGTON  
UNITED STATES MAGISTRATE JUDGE